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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 UNITED STATES OF AMERICA,

NO. CR07-32-RSM

9 Plaintiff,

10 v.

SUMMARY REPORT OF  
U.S. MAGISTRATE JUDGE AS  
TO ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE

11 DEMELL RAMON SKINNER,

12 Defendant.  
13

14 An initial hearing on a petition for violation of supervised release was held before the  
15 undersigned Magistrate Judge on August 10, 2012. The United States was represented by  
16 Assistant United States Attorney Kate Crisham, and the defendant by Dennis Carroll for Nancy  
17 Tenney.

18 The defendant had been charged with Count I, Felon in Possession of a Firearm, in  
19 violation of 18 U.S.C. § 922(g)(1), and Count II, Felon in Possession of Ammunition, in  
20 violation of 18 U.S.C. § 922(g)(1). On or about October 2, 2008, defendant was sentenced by  
21 the Honorable Ricardo S. Martinez to a term of 70 months in custody, to be followed by 3  
22 years of supervised release.

23 The conditions of supervised release included the requirements that the defendant  
24 comply with all local, state, and federal laws, and with the standard conditions. Special  
25 conditions imposed included, but were not limited to, participation in substance abuse and  
26 mental health programs, \$100.00 fine, submit to search, register under the Sex Offender

1 Registration and Notification Act; participate in a sexual deviancy evaluation, no direct or  
2 indirect contact with any children under the age of 18, and not to associate with known gang  
3 members.

4 In a Petition for Warrant or Summons dated August 1, 2012, U.S. Probation Officer  
5 Michael J. DiGuilio asserted the following violations by defendant of the conditions of his  
6 supervised release:

- 7 1. Failing to answer truthfully to inquiries by the probation officer on or about  
8 April 17, 2012, in violation of standard condition number 3.
- 9 2. Associating with a person convicted of a felony on or about April 17, 2012, in  
10 violation of standard condition number 9.
- 11 3. Using cocaine on or about July 17 and 23, 2012, in violation of standard  
12 condition number 7.

13 The defendant was advised of his rights, acknowledged those rights, and admitted to  
14 violations 1 and 3. Defendant denied alleged violation 2, and requested that an evidentiary  
15 hearing be set on the same day as a disposition hearing before the Honorable Ricardo S.  
16 Martinez on the alleged violation.

17 I therefore recommend that the Court find the defendant to have violated the terms and  
18 conditions of his supervised release as to violations 1 and 3 and that the Court conduct an  
19 evidentiary/disposition hearing on alleged violation 2. A disposition hearing on violations 1  
20 and 3, and an evidentiary/disposition hearing on alleged violation 2, has been set for September  
21 7, 2012 at 9:00 a.m. before the Honorable Ricardo S. Martinez.

22 Pending a final determination by the Court, the defendant has been detained.

23 DATED this 10th day of August, 2012.

24  
25 s/ Dean Brett  
26 DEAN BRETT  
United States Magistrate Judge

cc: District Judge: Honorable Ricardo S. Martinez  
AUSA: Kate Crisham  
Defendant's attorney: Nancy Tenney  
Probation officer: Michael J. DiGuilio